

report it back to the Senate with the recommendation that it do pass and be not printed.

SHIREMAN, Chairman.

Senator Fly, by unanimous consent, submitted the following report:

Austin, Texas,
April 12, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 850, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Senate Resolution 216

Senator Lock offered the following resolution:

Resolved, by the Senate of the State of Texas, That the Secretary of the Senate be instructed not to send copies of S. R. No. 204 to members of the Texas Delegation in Congress.

The resolution was read.

Question—Shall S. R. No. 216 be adopted?

Adjournment

On motion of Senator Weinert, the Senate at 5:00 o'clock p. m. adjourned until 10:30 o'clock a. m. tomorrow.

FORTY-SEVENTH DAY

(Wednesday, April 13, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Fly	Owen
Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis

Secrest
Shireman
Strauss

Wagonseller
Weinert
Willis

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Holy Father, as the children of Issachar had understanding of their times and knew what Israel ought to do, so may these Senators have understanding of these times to know what to do for the people of Texas; give them faith and courage to make decisions above the pressure of parties or personalities. For Christ's sake. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Reports of Standing Committees

Senator Colson submitted the following reports:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 207, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

COLSON, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred H. B. No. 476, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

COLSON, Chairman.

Senator Fly submitted the following report:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 679, have had

the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FLY, Chairman.

Senator Fuller submitted the following reports:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 354, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FULLER, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 475, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FULLER, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 484, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FULLER, Chairman.

Senator Kazen submitted the following reports:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 542, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

KAZEN, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 631, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

KAZEN, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred H. B. No. 867, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

KAZEN, Chairman.

Senator Kelley submitted the following reports:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 701, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

KELLEY, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 405, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

KELLEY, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 697, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

KELLEY, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 512, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 345, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 632, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY, Chairman.

Senator Rogers of Childress submitted the following report:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred H. B. No. 866, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

ROGERS of Childress,
Chairman.

Senate Resolution 217

Senator Hardeman offered the following resolution:

Whereas, Dr. Jonas E. Salk has made a most valuable contribution to the medical and scientific world in his

discovery of the Salk vaccine for the prevention of poliomyelitis; and

Whereas, He is deserving of the unbounded gratitude of the civilized world for his untiring and highly successful efforts in trying to relieve mankind of the ill effects of that great malady; and

Whereas, It is the desire of the Senate of Texas, as well as the people of Texas, to recognize the great contribution of this young scientist and to express their appreciation and gratitude for his unselfish efforts; now, therefore, be it

Resolved, By the Senate of Texas, on behalf of a grateful people, that it express their gratitude for and appreciation to Dr. Salk for his great contribution towards the prevention of poliomyelitis, and that the Secretary of the Senate be directed to forward a copy of this resolution under the official seal of the State of Texas to Dr. Jonas E. Salk.

HARDEMAN
LANE
LOCK

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Ashley, Bracewell, Colson, Corbin, Fly, Fuller, Hazlewood, Kazen, Kelley, Latimer, Martin, McDonald, Moffett, Moore, Owen, Parkhouse, Phillips, Ratliff, Roberts, Rogers of Travis, Rogers of Childress, Secrest, Shireman, Strauss, Wagon-seller, Weinert, Willis.

The resolution was read.

On motion of Senator Parkhouse the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted.

Senate Resolution 218

Senator Strauss offered the following resolution:

Whereas, Great hardships have been worked upon thousands of Texas families under the present farm laws and particularly under the present system of cotton acreage allotments; and

Whereas, The present system of cotton acreage allotments makes it impossible for thousands of rural families to earn a livelihood and is forcing these people to abandon their farms, and is thereby adversely affecting the rural economy of our State; now, therefore, be it

Resolved, By the Senate of Texas, that we request the Department of Agriculture of the United States and

the members of Congress from Texas to exert their efforts in bringing about necessary changes in the laws and regulations governing all aspects of our farm program so that undue hardships might be relieved and so that equity and justice may be restored to these thousands of forgotten people and, be it further

Resolved, That a copy of this resolution be sent to the Secretary of Agriculture of the United States, and to each member of Congress from Texas.

STRAUSS
MARTIN
MOFFETT

The resolution was read and was adopted.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 40, Requesting Governor to return S. B. No. 126 to the Senate.

H. B. No. 421, A bill to be entitled "An Act amending Article 1106, Chapter 11, of the Penal Code of Texas, by adding a new sentence to Subsection (b) of said Article providing that the words 'reconditioned motor oil,' shall be printed in letters of not less than three-sixteenths (3/16) of an inch in height and one-sixteenth (1/16) of an inch in width on the front and back surface of all containers in which such motor oil is sold or offered for sale; containing a savings clause; repealing conflicting laws and declaring an emergency."

H. C. R. 89, Suspending the Joint Rules, so that either House may take up and consider House Bill No. 20 at any time.

H. C. R. 84, Suspending the Joint Rules, so that either House may take up and consider House Joint Resolution No. 1 at any time.

S. B. No. 40, A bill to be entitled "An Act relating to the salaries of all State officers except the salaries and other compensation of District Judges; specifically providing that the

Legislature shall fix the amount of compensation to be paid clerks of the Courts of Civil Appeals, the Supreme Court, and the Court of Criminal Appeals out of the fees of office; specifically suspending all laws and parts of laws in conflict herewith; and declaring an emergency."

S. B. No. 226, A bill to be entitled "An Act amending subsection 1(b) of Section 8, Chapter 42, Acts of the 41st Legislature, Second Called Session, as re-enacted and amended in Chapter 346, Acts of the 52nd Legislature, so as to prescribe the speed limit for commercial motor vehicles which are used as 'Highway Post Office' vehicles; and declaring an emergency."

(With an amendment.)

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives.

Senate Resolution 219

Senator Phillips offered the following resolution:

Whereas, The Senate General Investigating Committee, created by S. R. No. 50, Acts, 53rd Legislature, and whose life was extended by S. R. No. 56, Acts, 54th Legislature, will expire on April 15, 1955; and

Whereas, Said committee is presently engaged in conducting an investigation of the alleged irregularities of the administration of the Veteran's Land Board of the State of Texas and of the Veteran's Land Program and has been unable to complete its work within the specified time; now, therefore, be it

Resolved, by the Senate of Texas, That the Senate General Investigating Committee, created by said Senate Resolution No. 50, adopted by the 53rd Legislature and extended to April 15, 1955, by Senate Resolution No. 56, 54th Legislature, be and the same is hereby extended to May 10, 1955, with such powers and duties as provided in S. R. No. 50, aforesaid, and to take possession of any files, records, papers in any department or agency of the State and to retain the same in its custody until any investigation in which such committee may be engaged or undertaken is completed.

The resolution was read.

(Pending discussion by Senator Hardeman of the resolution, Senator Lock occupied the Chair temporarily.)

(President in the Chair.)

(Pending further discussion by Senator Phillips of the resolution, Senator Ashley occupied the Chair temporarily.)

(President in the Chair.)

Senator Wagonseller offered the following amendment to the resolution:

Amend S. R. No. 219 by adding another paragraph as follows:

Said committee shall also give particular investigation to the other activities and duties and violation of duties of the entire Land Office.

The amendment was adopted.

The resolution, as amended, was then adopted by the following vote:

Yeas—19

Ashley	Phillips
Bracewell	Ratliff
Colson	Roberts
Corbin	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Martin	Shireman
McDonald	Strauss
Moore	Wagonseller
Owen	Willis

Nays—12

Aikin	Latimer
Fly	Lock
Fuller	Moffett
Hardeman	Parkhouse
Hazlewood	Secrest
Lane	Weinert

Senate Resolution 220

Senator Moore offered the following resolution:

Whereas, We are honored today to have in the gallery the Civics Class of Elkhart High School, accompanied by their teacher, Mr. W. J. Gentry; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Moore, by unanimous consent, presented the students and Mr. Gentry to the Members of the Senate.

Senate Resolution 221

Senator Strauss offered the following resolution:

Whereas, We are honored today to have in the gallery the Civics Class and Texas History Class of Flatonia High School of Flatonia, Texas, accompanied by their teacher, R. B. Froehner; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly indorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Strauss, by unanimous consent, presented the students and Mr. Froehner to the Members of the Senate.

Senate Resolution 222

Senator Latimer offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Judge and Mrs. M. D. Jones and their two sons; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Latimer, by unanimous consent, presented Judge and Mrs. Jones and their sons to the Members of the Senate.

Presentation of Guests

Senator Rogers of Travis, by unanimous consent, presented students of

the Kealing Junior High School of Austin and their teacher to the Members of the Senate.

Bills Signed

The President signed in the presence of the Senate, after the captions had been read, the following enrolled bills:

H. B. No. 520, A bill to be entitled "An Act declaring an open season in Ellis County on all wild pheasants; repealing conflicting laws; and declaring an emergency."

H. B. No. 259, A bill to be entitled "An Act to provide a closed season on wild deer and wild turkey in Nolan County for a period of five (5) years; prescribing a penalty; and repealing all laws in conflict herewith."

H. B. No. 248, A bill to be entitled "An Act prohibiting the taking of minnows from the waters of Wichita County for the purpose of sale outside the county or the transportation or sale outside Wichita County of minnows taken from the waters thereof; prescribing a rule of evidence; providing a penalty; and declaring an emergency."

H. B. No. 325, A bill to be entitled "An Act amending Section 11 of Chapter 182, Acts of the Forty-fourth Legislature, 1935, providing for the payment of the salary of the County Superintendent and his assistants and the expenses of his office; and declaring an emergency."

H. B. No. 169, A bill to be entitled "An Act regulating the size and limits of certain fish in the waters of the Laguna Madre lying within Cameron, Kenedy and Willacy Counties, State of Texas."

H. B. No. 456, A bill to be entitled "An Act regulating fishing in New Lake Winters in Runnels County; prescribing legal methods of taking fish; prohibiting the use of seines, nets and trapping devices; prohibiting taking or possession of minnows from the lake; prohibiting commercial fishing; providing a penalty; repealing all laws in conflict; and declaring an emergency."

H. B. No. 108, A bill to be entitled "An Act providing for the employment of a Manager, Tax Assessor and Collector, and other employees, by the

Directors of Water Improvement Districts operating under contract with the Department of the Interior of the United States of America, the major portion of the irrigation works for which District shall have been constructed under authority of the United States; defining the powers and duties of such employees; limiting the term of employment of such employees to two years; providing that the salaries or compensation of such employees shall be fixed at the time of their employment; and declaring an emergency."

H. B. No. 386, A bill to be entitled "An Act amending Article 6079b of the Revised Civil Statutes of 1925, as added by Chapter 365, Acts of the 49th Legislature, limiting expenditures for maintenance and operation of county-owned parks in certain counties; and declaring an emergency."

H. B. No. 586, A bill to be entitled "An Act amending Section 2 of Acts 1931, 42nd Legislature, First Called Session, Chapter 31, to provide for disposition of surplus buffalo; and declaring an emergency."

H. B. No. 474, A bill to be entitled "An Act providing an open season for deer and bag and possession limits thereon and making it unlawful to kill or attempt to kill wild turkey in Hopkins, Delta, and Franklin Counties; fixing penalties for violation; and declaring an emergency."

H. B. No. 621, A bill to be entitled "An Act prohibiting the use of electrical or magnetic devices for taking fish in the waters of Panola County; prohibiting possession of such devices; prescribing the penalty for violation; and declaring an emergency."

H. B. No. 622, A bill to be entitled "An Act regulating the taking or killing of wild deer in Panola County; prescribing a penalty for violation; repealing conflicting laws; and declaring an emergency."

H. B. No. 802, To change the open season on deer in Marion County.

H. B. No. 646, A bill to be entitled "An Act fixing the bag limit and possession limit on squirrel in Lamar County for a period of two years; prescribing the penalty for violation; suspending conflicting laws; and declaring an emergency."

H. B. No. 645, A bill to be entitled "An Act providing for a closed season on deer in Commissioners' Precinct No. 4 in Lamar County for a period of four years; providing a penalty; suspending conflicting laws; and declaring an emergency."

H. B. No. 406, A bill to be entitled "An Act authorizing the governing board of any State-supported institution of higher learning to request the Department of Defense of the United States of America to establish and maintain forces of military and naval training as a part of the institution's curriculum; authorizing such governing board to prescribe such rules and regulations as are necessary to carry out the provisions of this Act; and declaring an emergency."

H. B. No. 322, A bill to be entitled "An Act providing that the Criminal District Attorney of McLennan County, Texas, shall receive an annual salary of Eight Thousand Five Hundred (\$8,500) Dollars payable in equal monthly installments out of the Officers Salary Fund of McLennan County, Texas, upon orders of the Commissioners' Court; providing for a repealing clause; and declaring an emergency."

Senate Resolution 223

Senator Shireman offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the following students from the Sixth Grade Class of Lexington Place School of Corpus Christi, Texas:

Otto Nemec, Roger Palmer, Murray Rogers, Micky Ratchford, Robert Rogers, Harven Tewes, Donal Webb, William Whicker, Claudia Thorne, Patsy Stafford, Donna Richardson, Yvonne Norrod, Carole Sue Garrett, James R. Palmer, Tommy Palmer, Alan Peters, Stephen Randel, Ernest Stevens, Curtis Townsend, Larry Welch, Norma White, Barbara Strader, Mary Sue Scheible, Katherine Peters, Mary Lu Neff, Margaret Burnsed; accompanied by their teacher, Mary Jo Hullum, and the following parents: Mrs. P. E. Strader, Mrs. Fred Tewes, Mr. Francis A. Neff, Mrs. Harry Thorne, Mrs. M. W. Person;

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young

American citizens is here to observe and to learn at firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Shireman, by unanimous consent, presented the students and the teacher and sponsors to the Members of the Senate.

Senate Resolution 224

Senator Hazlewood offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate, Robert Hallmark of Port Arthur, Texas, a page boy who distinguished himself for excellent services rendered and the many courtesies extended to every Member of the Senate while he served as a page boy during the 1949 Regular Session and 1950 Special Session of the Legislature; and

Whereas, He has further distinguished himself in the United States Air Force, having attained his commission as a Second Lieutenant after only twelve months in the service; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate and the privileges of the floor for today.

HAZLEWOOD
FULLER

The resolution was read and was adopted.

Senator Hazlewood, by unanimous consent, presented Lieutenant Hallmark to the Members of the Senate.

Presentation of Guests

Senator Rogers of Travis by unanimous consent presented students of the Brentwood School of Austin and their teacher, Mrs. Evelyn Bozarth, to the Members of the Senate.

Resolution Signed

The President signed in the presence of the Senate after the caption had been read the following enrolled resolution:

S. C. R. No. 40, Requesting the Governor to return S. B. No. 126 to the Senate.

Senate Bill 398 on First Reading

Senator Shireman moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Shireman, Hardeman and Fly:

S. B. No. 398, A bill to be entitled "An Act prohibiting any public official from receiving, or entering into agreements for compensation or valuable consideration of any kind for services to be rendered in relation to any matter before any state executive agency, unless full disclosure of such transaction is made in sworn written statement to be filed with the Secretary of State; prescribing penalties for violation; and declaring an emergency."

To the Committee on State Affairs.

Senate Bill 399 on First Reading

Senator Lane moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this

time a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	McDonald
Ashley	Moffett
Bracewell	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Phillips
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis

Absent

Ratliff Weinert

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Lane:

S. B. No. 399, A bill to be entitled "An Act creating Shelby County Water Supply District; providing for its organization and governing body; prescribing its powers, authority, functions, duties and privileges; providing a severability clause; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

Senate Bill 400 on First Reading

Senator Fuller moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Lock
Ashley	Martin
Bracewell	McDonald
Colson	Moffett
Corbin	Moore
Fly	Owen
Fuller	Parkhouse
Hardeman	Phillips
Hazlewood	Ratliff
Kazen	Roberts
Kelley	Rogers
Lane	of Childress
Latimer	Rogers of Travis

Secrest
Shireman
Strauss

Wagonseller
Weinert
Willis

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Fuller:

S. B. No. 400, A bill to be entitled "An Act validating Orange County Water Control and Improvement District No. 3; validating the creation order, confirmation election, bond election, and proceedings in connection therewith; validating the bonds authorized at said election, and providing that said bonds when approved by the Attorney General, registered by the Comptroller, and delivered to the purchaser or purchasers shall be incontestable; validating governmental proceedings and acts; validating the area and boundary lines of said District; finding and determining that the lands and other property within said District are, and will be, benefited by the District and its improvements and facilities to be constructed and acquired; providing that the ad valorem basis or plan of taxation shall be used by the District and that it shall not be necessary to hold a hearing or the adoption of a plan of taxation; declaring that the District is essential to the accomplishment of the purposes of Section 59, Article 16, Constitution of Texas, and declaring the District to be a governmental agency, body politic, and municipal corporation; providing that this Act shall have no application to pending litigation in which the validity of creation of said District or of said bonds is involved if such litigation is ultimately determined against the legality thereof; providing a severability clause; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

Senate Bill 401 on First Reading

Senator Wagonseller moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Colson
Ashley	Corbin
Bracewell	Fly

Fuller
Hardeman
Hazlewood
Kazen
Kelley
Lane
Latimer
Lock
Martin
McDonald
Moffett
Moore
Owen

Parkhouse
Ratliff
Roberts
Rogers
of Childress
Rogers of Travis
Secrest
Shireman
Strauss
Wagonseller
Weinert
Willis

Absent

Phillips

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Wagonseller:

S. B. No. 401, A bill to be entitled "An Act providing for continuation of the office of county superintendent of public instruction where it exists in counties having a scholastic population of less than 1700, but more than 1685, unless abolished by vote of qualified property taxpaying voters of the county at an election called upon petition of qualified voters; providing the effective date of such abolishment; repealing conflicting laws; and declaring an emergency."

To the Committee on Educational Affairs.

Request of House for Conference Committee on House Bill 39

Senator Ashley called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 39 and moved that the request be granted.

The motion to grant the request prevailed.

House Bill 197 on Third Reading

On motion of Senator Hazlewood and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its third reading and final passage the following bill:

H. B. No. 197, A bill to be entitled "An Act to validate the establishment, organization, and/or creation of all School Districts; validating the acts of county boards of school trustees, County Judges, Commissioners Courts, boards of trustees of such School

Districts, and municipal governing bodies; validating tax elections, bond elections, bond assumption elections, and all bonds voted, authorized and/or now outstanding of said Districts; authorizing the levy, assessment, and collection of taxes; providing that this Act shall not apply to certain Districts involved now or previously involved in litigation, or to Districts involved in certain proceedings now pending before the State Board of Education, or to Districts which may have been established and which later returned to original status; providing a savings clause; and declaring an emergency."

The bill was read the third time and was passed by the following vote:

Yeas—23

Ashley	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Roberts
Fuller	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
McDonald	Willis

Nays—6

Aikin	Martin
Bracewell	Moffett
Hardeman	Phillips

Absent

Ratliff	Weinert
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Executive Session

On motion of Senator Aikin and by unanimous consent, the Senate agreed to hold an executive session at 12:20 o'clock p. m. today.

Accordingly, the President directed all those not entitled to attend the executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nominations of the Governor:

To be a member of the Board of Tuberculosis Nurse Examiners for

term to expire May 15, 1960: Sister Mary Vincent of Corpus Christi, Nueces County.

To be a member of the Board of Directors for Texas College of Arts and Industries to fill the unexpired term of D. E. Blackburn, resigned, term to expire August 31, 1957: Dr. Harvey Renger of Hallettsville, Lavaca County.

To be a member of the State Commission for the Blind for six-year term to expire January 1, 1961: Mrs. Dolores Kazen of Laredo, Webb County.

To be a member of the State Commission for the Blind for six-year term to expire January 1, 1961: Asher J. Thompson of Lubbock, Lubbock County.

To be a member of the Board of Directors of the Central Colorado River Authority for six-year term to expire January 1, 1961: H. E. Evans of Talpa, Coleman County.

To be a member of the Board of Directors of the Central Colorado River Authority for six-year term to expire January 1, 1961: Cal Averett of Coleman, Coleman County.

To be a member of the Board of Directors of the Central Colorado River Authority for six-year term to expire January 1, 1961: George Pauley of Valera, Coleman County.

To be a member of the Board of Directors of the Guadalupe-Blanco River Authority for six-year term to expire February 1, 1961: H. M. Davenport of Prairie Lea, Caldwell County.

To be a member of the Board of Directors of the Guadalupe-Blanco River Authority for six-year term to expire February 1, 1961: Frank Guitard of Victoria, Victoria County.

To be a member of the Board of Directors of the Guadalupe-Blanco River Authority for six-year term to expire February 1, 1961: Edgar Engelke of Seguin, Guadalupe County.

To be a member of the Board of Mansion Supervisors for term to expire January 1, 1960: Mrs. Edgar Tobin of San Antonio, Bexar County.

To be Branch Pilot for Port of Galveston and Texas City for two-year

term to expire April 15, 1957: Ernest E. Lance of Galveston County.

To be Branch Pilots for Galveston Bar and Houston Ship Channel for terms to expire March 10, 1957: Roy C. Blodgett of Harris County, Henry Corry of Harris County, H. C. Cage of Harris County, W. E. Dunlap of Harris County.

To be Branch Pilots for Galveston Bar and Houston Ship Channel for terms to expire January 20, 1957: C. W. Barfield of Harris County, J. E. McNary of Harris County.

To be members of the Board of Directors, Upper Guadalupe River Authority for terms to expire January 1, 1961: Joe Pacheck of Kerrville, Kerr County; L. Roger Adkins of Kerrville, Kerr County.

To be members of the Board of Directors, Upper Colorado River Authority for terms to expire January 1, 1961: Gerald C. Allen of Robert Lee, Coke County; Henry Teplicsek of Rowena, Runnels County; Grady Mitcham of San Angelo, Tom Green County.

To be a member of the Municipal Retirement System Board of Trustees for term to expire December 31, 1960: William Schroeder of Fredericksburg, Gillespie County.

To be a member of the Municipal Retirement System Board of Trustees for term to expire December 31, 1960: Whitt Johnson of Houston, Harris County.

To be Branch Pilot for Galveston Bar and Houston Ship Channel for two-year term to expire February 24, 1957: D. O. Duncan of Harris County.

To be a member of the State Parks Board to fill the unexpired term of L. A. Nordan, resigned, term to expire May 15, 1957: Andrew Howsley of Albany, Shackelford County.

To be members of the Board of Directors, Brazos River Authority, for terms to expire February 1, 1961: Herbert Hilburn of Plainview, Hale County; Oxsheer Smith of Cameron, Milam County; Graham Stewart of Graham, Young County; Walter Humphrey of Fort Worth, Tarrant County; Harry Moore of Navasota, Grimes County; M. M. Galloway of West Columbia, Brazoria County; Guy Crouch of Alvin, Brazoria County.

To be members of the Fannin State Park Commission for term to expire September 5, 1959: Mrs. Hatty Swickheimer of Goliad, Goliad County.

For term to expire September 5, 1957: Walter Bluntzer of Goliad, Goliad County.

For term to expire September 5, 1955: Mrs. Louise Donoghue of Goliad, Goliad County.

To be members of the Board of Directors, Lower Colorado River Authority, for terms to expire January 1, 1961: L. C. Lewis of Bay City, Matagorda County; Clay Kuykendall of San Saba, San Saba County; Douglas R. Johnson of Smithville, Bastrop County; Morris Hodges of Columbus, Colorado County.

In Legislative Session

The President called the Senate to order as in Legislative Session at 12:30 o'clock p. m. today.

Bills Ordered Not Printed

On motion of Senator Kelley, and by unanimous consent, H. B. No. 679 was ordered not printed.

On motion of Senator Willis, and by unanimous consent, H. B. No. 512 was ordered not printed.

Request of House for Conference Committee on House Bill 270

Senator Parkhouse called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 270 and moved that the request be granted.

The motion to grant the request prevailed.

House Bill 125 on Third Reading

Senator Lane asked unanimous consent to suspend the regular order of business and take up H. B. No. 125 for consideration at this time on its third reading and final passage.

There was objection.

Senator Lane then moved to suspend the regular order of business and take up H. B. No. 125 for consideration at this time.

The motion prevailed by the following vote:

Yeas—28

Ashley	Owen
Bracewell	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
McDonald	Weinert
Moffett	Willis
Moore	

Nays—3

Aikin	Martin
Colson	

The President laid before the Senate on its third reading and final passage the following bill:

H. B. No. 125, A bill to be entitled "An Act to amend the Texas Unemployment Compensation Act, as amended (Senate Bill No. 5, Chapter 482, General and Special Laws of the Forty-fourth Legislature, Third Called Session, 1936, as amended); and to repeal Section 3-A of the Texas Unemployment Compensation Act, as amended, etc., and declaring an emergency."

The bill was read third time.

Senator Aikin offered the following amendment to the bill:

Amend Section 13 of H. B. 125 by striking out lines 30 through 63 on page 12 and substituting in lieu thereof the following:

"(f) 'Employer' means:

"(1) Any employing unit which for some portion of a day but not necessarily simultaneously, in each of twenty (20) different weeks, whether or not such weeks are or were consecutive within either the current or the preceding calendar year has or had in employment eight (8) or more individuals (irrespective of whether the same individuals are or were employed in each such day);

"(2) Any individual or employing unit which acquired the organization, trade, or business, or substantially all of the assets thereof, of another which at the time of such acquisition was an employer subject to this Act;

"(3) Any individual or employing unit which acquired the organization, trade, or business, or substantially all the assets thereof, of another employing unit (not an employer subject to this Act) and which, if subsequent to such acquisition it were treated as a single unit with such other employing unit, would be an employer under paragraph (1) of this subsection;

"(4) Any employing unit which, having become an employer under paragraphs (1), (2), or (3) of this subsection, has not, under Section 8, ceased to be an employer subject to this Act;

"(5) For the effective period of its election pursuant to subsection 8(b) any other employing unit which has elected to become fully subject to this Act."

The amendment was read.

Question—Shall the amendment by Senator Aikin to H. B. No. 125 be adopted?

Recess

On motion of Senator Weinert, the Senate, at 12:35 o'clock p. m., took recess until 2:00 o'clock p. m. today.

After Recess

The President called the Senate to order at 2:00 o'clock p. m. today.

House Bills on First Reading

The following bills received from the House were read the first time and were referred to the committees indicated:

H. B. No. 421, To the Committee on Criminal Jurisprudence.

H. B. No. 357, To the Committee on Civil Jurisprudence.

Reports of Standing Committees

Senator Kelley by unanimous consent submitted the following reports:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred H. B. No. 796, have had the same under consideration, and we are instructed to report it back to the Senate with the recom-

mendation that it do pass and be printed.

KELLEY, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred S. B. No. 400, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY, Chairman.

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water Rights, Irrigation and Drainage, to whom was referred S. B. No. 399, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY, Chairman.

Senator Corbin by unanimous consent submitted the following report:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred H. B. No. 75, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CORBIN, Chairman.

Senator Colson by unanimous consent submitted the following report:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Education, to whom was referred S. B. No. 349, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLSON, Chairman.

Senator Fly by unanimous consent submitted the following report:

Austin, Texas,
April 13, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. B. No. 591, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FLY, Chairman.

Senator Rogers of Travis by unanimous consent submitted the following report:

Austin, Texas,
April 11, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred H. B. No. 683, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ROGERS of Travis, Chairman.

House Bill 125 on Third Reading

The President laid before the Senate as pending business on its third reading, H. B. No. 125, with an amendment by Senator Aikin pending.

Question—Shall the amendment by Senator Aikin to H. B. No. 125 be adopted?

On motion of Senator Lane the amendment by Senator Aikin was tabled by the following vote:

Yeas—22

Ashley	Moore
Bracewell	Owen
Fly	Phillips
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
McDonald	Wagonseller
Moffett	

Nays—7

Aikin	Martin
Colson	Ratliff
Corbin	Willis
Kelley	

Absent

Parkhouse Weinert

Senator Martin offered the following amendment to the bill:

Amend H. B. 125 by deleting the first sentence of Section 11(a) on page 8 of the printed bill, and substituting in lieu thereof the following:

"Section 11.

(a) Duties and Powers of the Commission: It shall be the duty of the Commission to administer this Act; and it shall have the power and authority to adopt, amend, or rescind such rules and regulations, make such lease agreements, require such reports, make such investigations, and take such other action, as are consonant with the Constitution of Texas and the provisions of this and other laws of this State. It is expressly provided, however, that the Commission shall make no agreements with the Bureau of Employment Security of the U. S. Government or its successor agency which violate the Constitution and Laws of this State."

The amendment failed of adoption by the following vote:

Yeas—13

Aikin	McDonald
Colson	Moffett
Fly	Owen
Kazen	Ratliff
Kelley	Rogers of Travis
Lock	Shireman
Martin	

Nays—16

Ashley	Parkhouse
Bracewell	Phillips
Corbin	Roberts
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Secrest
Lane	Wagonseller
Latimer	Willis
Moore	

Absent

Strauss Weinert

Senator Lock offered the following amendment to the bill:

Amend H. B. 125, Section 7, by striking out the following words, beginning on line 9, page 8 of the printed bill:

"including, but without being lim-

ited thereto, expenditures for travel and subsistence in accordance with its agreements with the Bureau of Employment Security, any general or special statute to the contrary notwithstanding, make such lease agreements,"

The amendment was adopted by the following vote:

Yeas—29

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

Nays—1

Corbin

Absent

Weinert

On motion of Senator Lane, and by unanimous consent, the caption was amended to conform to the body of the bill, as amended.

The bill, as amended, was passed by the following vote:

Yeas—25

Ashley	Owen
Bracewell	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Moffett	Wagonseller
Moore	Willis

Nays—5

Aikin	Martin
Colson	McDonald
Kelley	

Absent

Weinert

(Senator Fuller in the Chair.)

Senate Resolution 225

Senator Shireman offered the following resolution:

Whereas, The Buccaneer Days Commission released in Corpus Christi, at 6:00 a. m. on April 12, 1955, a carrier pigeon with the following message:

GREETINGS TO THE MEMBERS OF THE SENATE: THE PEOPLE AND THE BUCCANEER DAYS COMMISSION OF CORPUS CHRISTI INVITE THE MEMBERS OF THE SENATE TO VISIT THEIR CITY DURING OUR ANNUAL BUCCANEER DAYS CELEBRATION, TO HAVE THE TIME OF THEIR LIVES ENJOYING THE GREATEST CELEBRATION EVER HELD MAY 13, 14, AND 15. WE SINCERELY HOPE EACH MEMBER OF THE SENATE CAN ATTEND. TRULY YOURS, CHAIRMAN BUCCANEER DAYS COMMISSION, CHESTER ALLEN, PRESIDENT.

Whereas, Said carrier pigeon arrived in Austin at 11:05 a. m., with such message; and

Whereas, Such message has been delivered to the Honorable Ben Ramsey, presiding officer of the Senate of Texas; and

Whereas, The Honorable Ben Ramsey, President of the Senate, has authorized the dispatch of the following message:

GREETINGS TO THE BUCCANEER DAYS COMMISSION OF CORPUS CHRISTI: ON BEHALF OF THE MEMBERS OF THE SENATE OF TEXAS, I ACCEPT WITH THANKS THE INVITATION TO ATTEND THE ANNUAL BUCCANEER DAYS CELEBRATION IN CORPUS CHRISTI WHICH ARRIVED IN AUSTIN VIA CARRIER PIGEON AT ELEVEN-FIVE A. M. THE MEMBERSHIP OF THE SENATE OF TEXAS WILL BE WELL REPRESENTED AT YOUR CELEBRATION MAY 13, 14, AND 15 AND LOOK FORWARD TO THE TIME OF THEIR LIVES. BEN RAMSEY, PRESIDENT OF THE SENATE OF TEXAS.

by carrier pigeon to The Buccaneer Days Commission of Corpus Christi; now, therefore, be it

Resolved, That the Senate of Texas commend the Buccaneer Days Commission upon the unique form of communication and extend to them

best wishes for the greatest celebration ever held in Corpus Christi on the Annual Buccaneer Days to be held on May 13, 14, and 15, 1955; and be it further

Resolved, That a copy of this resolution, signed by the President of the Senate of Texas, be sent to the Honorable Chester Allen, President of the Buccaneer Days Celebration.

The resolution was read and was adopted.

Motion to Place House Concurrent Resolution 89 on Second Reading

Senator Parkhouse asked unanimous consent to suspend the regular order of business and take up H. C. R. No. 89 for consideration at this time.

There was objection.

Senator Parkhouse then moved to suspend the regular order of business and take up H. C. R. No. 89 for consideration at this time.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

Yeas—14

Aikin	Lane
Ashley	Latimer
Colson	Moore
Fly	Parkhouse
Fuller	Phillips
Kazen	Strauss
Kelley	Willis

Nays—15

Bracewell	Owen
Corbin	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Lock	of Childress
Martin	Secrest
McDonald	Shireman
Moffett	Wagonseller

Absent

Rogers of Travis Weinert

Senate Bill 402 on First Reading

Senator Strauss, by unanimous consent, moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—29

Aikin	McDonald
Ashley	Moffett
Bracewell	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis

Absent

Rogers of Travis Weinert

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Strauss:

S. B. No. 402, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 29, Article 16, of the Constitution, to be known as 'Boling Municipal Water District'; setting forth certain powers of said district; enacting other provisions relating to the subject; and declaring an emergency."

To the Committee on Water Rights, Irrigation and Drainage.

(President in Chair.)

House Bill 10 on Second Reading

On motion of Senator Lock and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 10, A bill to be entitled "An Act making certain adjustments with respect to the examination of insurance companies and accomplishing this purpose by: Amending Article 1.15 of the Insurance Code pertaining to examination of insurance companies; amending Article 1.16 of the Insurance Code pertaining to expenses of examinations and disposition of sums collected; amending Article 1.17 of the Insurance Code pertaining to the appointment by the Board of Insurance Commissioners of a Chief Examiner, Supervising Examiners, Senior Examiners, and Assistant Examiners and Actuaries, and

providing for their compensation; amending Article 1.18 pertaining to the oath and bond of all Examiners; amending Article 1.19 pertaining to the duties and powers of the Board of Insurance Commissioners in examinations and the making public of examination reports; repealing conflicting laws and parts of laws to extent of such conflict; setting forth a severability clause; and declaring an emergency."

The bill was read second time.

Senator Martin offered the following amendment to the bill:

Amend H. B. 10 by adding a new section after Section 8 to be known as Section 9, and renumbering the following sections, to read as follows:

"Section 9. Provided, however, that all expenditures by the Board of Insurance Commissioners of Texas shall after September 1, 1955, be only as provided in the general appropriation act of the Legislature."

The amendment was adopted.

Record of Vote

Senator Parkhouse asked to be recorded as voting "nay" on the adoption of the above amendment.

On motion of Senator Lock and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

House Bill 10 on Third Reading

Senator Lock moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 10 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Kelley
Ashley	Lane
Bracewell	Latimer
Colson	Lock
Corbin	Martin
Fly	McDonald
Fuller	Moffett
Hardeman	Moore
Hazlewood	Owen
Kazen	Parkhouse

Phillips	Secrest
Ratliff	Shireman
Roberts	Strauss
Rogers	Wagonseller
of Childress	Willis
Rogers of Travis	

Absent

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 796 Ordered Not Printed

On motion of Senator Moffett and by unanimous consent, H. B. No. 796 was ordered not printed.

House Bill 628 on Second Reading

On motion of Senator Fuller and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 628, A bill to be entitled "An Act amending Chapter 467, House Bill No. 77, Acts, Second Called Session, Forty-fourth Legislature, as such has been heretofore amended, being the Texas Liquor Control Act, and being the Act carried in Vernon's Penal Code as Articles 666 and 667, so as to clarify such Act and further regulate and control alcoholic beverages; providing a saving clause; repealing laws in conflict herewith; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 628 on Third Reading

Senator Fuller moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 628 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Hardeman
Ashley	Hazlewood
Bracewell	Kazen
Colson	Kelley
Corbin	Lane
Fly	Latimer
Fuller	Lock

McDonald	Rogers
Moffett	of Childress
Moore	Rogers of Travis
Owen	Secrest
Parkhouse	Shireman
Phillips	Strauss
Ratliff	Wagonseller
Roberts	

Nays—1

Willis

Absent

Martin

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Vote

Senator Willis asked to be recorded as voting "nay" on the final passage of H. B. No. 628.

House Bill 142 on Second Reading

On motion of Senator Secrest and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 142, A bill to be entitled "An Act creating a State Board of Registration for Public Surveyors; providing for registration of public surveyors; defining the terms 'Registered Public Surveyor,' 'Public Surveying and Public Surveyor,' 'person,' 'Board,' and 'Secretary'; providing for exemptions for certain persons in official positions; creating a Board which shall consist of six members who shall be citizens of the United States and residents of Texas; prescribing qualifications for membership on Board; etc.; and declaring an emergency."

The bill was read second time and passed to third reading.

House Bill 142 on Third Reading

Senator Secrest moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 142 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moffett
Bracewell	Moore
Colson	Owen
Corbin	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Nays—1

Ashley

Absent

Roberts

Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

House Bill 156 on Second Reading

Senator Hazlewood asked unanimous consent to suspend the regular order of business and take up H. B. No. 156 for consideration at this time.

There was objection.

Senator Hazlewood then moved to suspend the regular order of business and take up H. B. No. 156 for consideration at this time.

The motion prevailed by the following vote:

Yeas—23

Aikin	Moore
Colson	Owen
Corbin	Phillips
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
McDonald	Wagonseller
Moffett	Willis

Nays—7

Ashley
BracewellFly
KelleyMartin
Parkhouse

Ratliff

Absent

Weinert

The President laid before the Senate on its second reading and passage to third reading the following bill:

H. B. No. 156, A bill to be entitled "An Act relating to firemen's and policemen's civil service in cities of 10,000 or more inhabitants; amending various sections of the Acts of 1947, 50th Legislature, p. 550, Ch. 325, as amended (commonly referred to as Vernon's Ann. Civ. St., Art. 1269m), amending Section 14, Subsection D; by providing for written examination without oral interview for applicants for promotion; amending Sections 16 and 20 by extending the period of time within which a written statement concerning a suspension shall be filed with the Commission; amending Section 18 by permitting an appeal to the District Court from a Commission order of demotion; amending Section 21 by providing that when vacated or abolished positions are filled or recreated within one (1) year, employees theretofore involuntarily demoted from such positions shall be given priority in promotion thereto; amending Section 26 by abolishing the 90 day maximum upon sick leave which may be accumulated and used while in service; amending Section 27 (b) by shortening to one (1) year the period during which the Act must be in effect before an election for the repeal of the Act may be called, and by abolishing the provision concerning election for repeal in smaller cities in which the Act has been in effect for two years; and declaring an emergency."

The bill was read the second time.

Senator Bracewell offered the following committee amendment to the bill:

Amend H. B. No. 156, Section 6 by striking out the phrase "or injury" in the third paragraph of Section 26 of the Act as amended.

The committee amendment was adopted.

Senator Bracewell offered the following amendment to the bill:

Amend H. B. No. 156 by striking

out of Section 4 the words "or demotion."

On motion of Senator Secrest the amendment was tabled by the following vote:

Yeas—17

Aikin	Rogers
Corbin	of Childress
Fuller	Rogers of Travis
Hazlewood	Secrest
Latimer	Shireman
Moffett	Strauss
Moore	Wagonseller
Owen	Weinert
Phillips	Willis

Nays—12

Ashley	Lock
Bracewell	Martin
Fly	McDonald
Kazen	Parkhouse
Kelley	Ratliff
Lane	Roberts

Absent

Colson	Hardeman
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On motion of Senator Hazlewood and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

Record of Votes

Senators Kelley, Parkhouse, Ashley and Fly asked to be recorded as voting "Nay" on the passage of H. B. No. 156 to third reading.

Motion to Place House Bill 156 on Third Reading

Senator Hazlewood moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 156 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

Yeas—20

Aikin	Latimer
Corbin	McDonald
Fly	Moffett
Fuller	Moore
Hazlewood	Owen
Kazen	Phillips

Rogers	Strauss
of Childress	Wagonseller
Rogers of Travis	Weinert
Secrest	Willis
Shireman	

Nays—8

Ashley	Martin
Bracewell	Parkhouse
Kelley	Ratliff
Lock	Roberts

Absent

Colson	Lane
Hardeman	

Senate Resolution 226

Senator Strauss offered the following resolution:

Whereas, We are honored today to have in the gallery the Civics Class of Weimar High School of Weimar, Colorado County, accompanied by their teacher, R. L. McDonald; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Strauss, by unanimous consent, presented the students and Mr. McDonald to the Members of the Senate.

House Bill 249 on Third Reading

On motion of Senator Ashley, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its third reading and final passage the following bill:

H. B. No. 249, A bill to be entitled "An Act to authorize payment or refund to any employee, former employee, or his beneficiary or estate, by any employer, former employer, trustee or insurance company pur-

suant to a written retirement, death, or other employee benefit or savings plan and relieving such employer, former employer, trustee, or insurance company from liability to others for the amount or any portion thereof so paid."

The bill was read third time and was passed.

Conference Committee on House Bill 270

The President announced the appointment of the following as a Conference Committee on the part of the Senate on H. B. No. 270: Senators Aikin, Roberts, Parkhouse, Kelley, and Hardeman.

Senate Bill 403 on First Reading

Senator Aikin, by unanimous consent, moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Ratliff
Corbin	Roberts
Fly	Rogers
Fuller	of Childress
Hazlewood	Rogers of Travis
Kazen	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent

Hardeman	Phillips
Kelley	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Aikin:

S. B. No. 403, A bill to be entitled "An Act amending Chapter 64, Acts of the Fifty-third Legislature by making such Act applicable to revenue bonds hereafter voted as well as to those heretofore voted; and declaring an emergency."

To the Committee on State Affairs.

Senate Bill 404 on First Reading

Senator Strauss, by unanimous consent, moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Strauss:

S. B. No. 404, A bill to be entitled "An Act relating to the furnishing of suitable offices for Justices of the Peace in certain counties; and declaring an emergency."

To the Committee on Criminal Jurisprudence.

Message From the Governor

The President laid before the Senate and directed the Reading Clerk to read the following message received from the Governor today:

Austin, Texas.

April 13, 1955.

To the Members of the Fifty-fourth Legislature:

Complying with the request contained in S. C. R. No. 40, I am returning herewith Senate Bill No. 126.

Respectfully submitted,

BEN RAMSEY,

Acting Governor of Texas.

House Bill 591 Ordered Not Printed

On motion of Senator Shireman and

by unanimous consent, H. B. No. 591 was ordered not printed.

Recess

On motion of Senator Kazen the Senate at 4:08 o'clock p. m. took recess until 9:00 o'clock a. m. tomorrow.

FORTY-SEVENTH DAY

(Continued)

(Thursday, April 14, 1955)

The Senate met at 9:00 o'clock a. m. and was called to order by the President.

Reports of Standing Committees

Senator Hardeman, by unanimous consent, submitted the following report:

Austin, Texas,
April 14, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 335, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

HARDEMAN, Chairman.

Senator Weinert, by unanimous consent, submitted the following report:

Austin, Texas,
April 14, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred H. B. No. 95, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WEINERT, Chairman.

Local and Uncontested Bill Session

The President announced that the time had arrived for the consideration of the Local and Uncontested Bill Calendar in accordance with a motion previously adopted by the Senate.

House Bill 335 Ordered Not Printed

On motion of Senator Kelley, and

by unanimous consent, H. B. No. 335 was ordered not printed.

(President Pro Tempore in the Chair.)

Senate Bill 381 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 381, A bill to be entitled "An Act to authorize and provide a method for the Commissioner of the General Land Office to lease to the Houston Yacht Club certain submerged lands in Galveston Bay adjacent to certain tract of land conveyed to San Jacinto Bay Corporation, in deed recorded in Vol. 697, page 460, Deed Records of Harris County, and prescribing the terms and conditions of said lease; prohibiting alienation except for the purpose of encumbering same to the Federal Government or other agency or agencies thereof; reserving the mineral to the State of Texas; providing said lease shall be issued subject to the State Game Laws and public rights of fishing and navigation; providing for forfeiture and reinstatement in certain cases; providing that nothing in this Act shall lessen the rights of adjoining property owner or owners as such rights exist under the law prior to the passage of this Act; providing for taxation of such property; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 381 on Third Reading

Senator Bracewell moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 381 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Latimer
Ashley	Lock
Bracewell	Martin
Colson	McDonald
Fly	Moffett
Fuller	Moore
Hardeman	Owen
Kazen	Parkhouse
Kelley	Phillips
Lane	Ratliff